

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Per Sonne Holm

App. No.: 10/531,366

Conf. No.: 2065

Filing Date: April 14, 2005

Art Unit: 1632

Examiner: SGAGIAS, MAGDALENE K

Title: NOVEL ADENOVIRUSES, NUCLEIC  
ACIDS CODING THEREFOR, AND USE  
THEREOF

## DECLARATION OF DR. PER SONNE HOLM UNDER 37 C.F.R. § 1.132

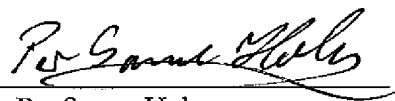
Dear Sir:

I, Dr. Per Sonne Holm, hereby declare as follows:

1. I am the sole inventor of the subject matter described and claimed in the above-identified patent application.
2. I am founder and Chief Executive Officer of XVir Therapeutics GmbH, Munich Germany.
3. I am the corresponding co-author of Per S. Holm *et al.*, "YB-1 relocates to the nucleus in adenovirus-infected cells and facilitates viral replication by inducing E2 gene expression through the E2 late promoter," J. Biol. Chem., 2002;277(12):10427-34 ("Holm" hereafter).
4. At the time Holm was published, I conducted research at the Institute for Experimental Oncology and Therapy of the Technical University of Munich, Germany.
5. Holm describes my own work.
6. The other authors of Holm were merely working under my direction.
7. I am the sole inventor of the subject matter which is disclosed in Holm.
8. I solemnly declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and may jeopardize the validity of the application or any patent issuing thereon.

Dated: 21.01.2010

By:

  
Dr. Per Sonne Holm